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In re Application of

DEC 21 2007

Kanouda, et al.

OFFICE OF PETITIONS

Application No. 10/804,122

Filed: March 19, 2004

DECISION ON PETITION

Attorney Docket No. 520.43574X00

This is a decision on the petition under 37 CFR 1.137(b), filed September 14, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The above-cited application became abandoned for failure to reply in a timely manner to the non-final Office action mailed March 2, 2007, which set a shortened statutory period for reply of three (3) months from its mailing date. No extension of time pursuant to 37 CFR 1.136(a) was obtained within the allowable period. Accordingly, the application became abandoned on June 3, 2007. A Notice of Abandonment was mailed on September 27, 2007.

A continuing application 11/849, 261 has been filed in response to the non-final Office action.

The request for an extension of time within the third month is noted, but cannot be granted as the request was made outside the maximum statutory period for reply to the non-final Office action. The amount of \$1020.00 will be refunded, in due course.

The application is being forwarded to Technology Center 2800, GAU 2838 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin
Petitions Attorney
Office of Petitions